



Financial Assistance

DENALI COMMISSION

510 "L" Street, Suite 410

Anchorage, Alaska 99501

(907) 271-1414 (phone)

(907) 271-1415 (fax)

www.denali.gov

Project Number

A-2003-1

Project Title

Williamsport to Pile Bay Road

Performance Period

March 2003 – March 2005

Recipient Name & Address

State of Alaska

Department of Transportation and Public Facilities

Contact: Jeff Ottesen

Address: 3132 Channel Drive, Juneau, AK 99801-7898

Phone: 907.465.6971

Fax: 907.465.6984

Authority

112 Stat 1854

Denali Commission Finance
Officer Certification

CCF

Cost Share Distribution Table

Accounting Code	Denali Commission	Other Contributors	Total
95670000	\$750,000	\$83,333	\$833,333
			\$0
			\$0
			\$0
Total	\$750,000	\$83,333	\$833,333

This Financial Assistance approved by the Federal Co-Chair of the Denali Commission is issued in triplicate and constitutes an obligation of federal funding. By signing the three documents, the Recipient agrees to comply with the provisions indicated below and attached. Upon acceptance by the Recipient, two signed copies shall be returned to the Federal Co-Chair of the Denali Commission and the Recipient shall retain the third document. If not signed and returned without modification by the Recipient within 30 days of receipt, the Federal Co-Chair may unilaterally terminate this assistance document.

☒ Special Award Conditions and Attachments – Memorandum of Agreement for Project No. A-2003-1

☐ Line Item Budget

☐ OMB Circular A-133, Audits of States, Local Governments and Indian Tribal Governments

(www.whitehouse.gov/OMB/circulars/a133/a133.html)

Administrative Requirements (check one)

☒ 15 CFR 24, Uniform Admin Requirements for Grants/Cooperative Agreements to State and Local Governments

(www.access.gpo.gov/nara/cfr/waisidx_99/15cfr24_99.html)

☐ 15 CFR, Part 14, Uniform Administrative Requirements for Grants and Agreements with Institutions of Higher Education, Hospitals, Other Nonprofit, and Commercial Organizations

(www.access.gpo.gov/nara/cfr/waisidx_99/15cfr14_99.html)

Cost Principles (check one)

☒ OMB Circular A-87, Cost Principles for State and Local Governments and Indian Tribal Governments

(www.whitehouse.gov/OMB/circulars/a087/a087-all.html)

☐ OMB Circular A-122, Cost Principles for Nonprofit Organizations

(www.whitehouse.gov/OMB/circulars/a122/a122.html)

☐ OMB Circular A-21, Cost Principles for Educational Institutions

(www.whitehouse.gov/OMB/circulars/a021/a021.html)

☐ 48 CFR 31.2, Contracts with Commercial Organizations

Signature of Authorized Official - Denali Commission

CCF / 1/50

Typed Name and Title

Jeffrey B. Staser, Federal Co-Chair

Date

3/24/03

Signature of Authorized Official

Mike Barton

Typed Name and Title

Mike Barton, Commissioner

Date

3/27/03

**MEMORANDUM OF AGREEMENT
BETWEEN THE
ALASKA DEPARTMENT OF TRANSPORTATION & PUBLIC FACILITIES
AND THE
DENALI COMMISSION**

**FOR A PROJECT TO ADDRESS IMMEDIATE NEEDS ON THE WILLIAMSPORT TO
PILE BAY ROAD
DENALI COMMISSION PROJECT NO. A-2003-1**

March 2003

Parties and Purpose

This Memorandum of Agreement (MOA) establishes an Agreement between the Alaska Department of Transportation and Public Facilities hereinafter referred to as DOT&PF, and the Denali Commission (an independent agency established by the Denali Commission Act of 1998) hereinafter referred to as the Commission.

The purpose of this Agreement is to establish the guidelines for completing a project to address the immediate needs on the Williamsport to Pile Bay Road.

Background

The Williamsport to Pile Bay Road is a 15.5-mile seasonal road that provides the shortest surface route for six communities around the lake. Planning studies for Southwest Alaska have identified up to \$3 million in annual freight savings from upgrading this road to better serve general freight and fuel delivery. This project will also provide Illiamna Lake communities with access and connectivity to Homer; allow gillnetters to transport vessels; provide an alternative to low water problems on the Kvichak River; and further the potential exploration of the Pebble Copper deposits to the north of Lake Illiamna.

Scope of Work

The Commission shall provide \$750,000 to DOT&PF for addressing the immediate needs on the Williamsport to Pile Bay Road, including: (i) the replacement of a deficient bridge on the Illiamna River with a Bailey-type expedient bridge; and (ii) spot widening of rock cuts and curve realignments to improve safety for freight vehicles.

DOT&PF shall contribute \$83,333 funds to this effort, for design and construction management of the construction activities.

MEMORANDUM OF AGREEMENT - PROJECT No. A-2003-1
Williamsport to Pile Bay Road Project

PAGE 2 OF 5
March 2003

Upon completion of the project, DOT&PF shall assume responsibility for sustaining the ongoing operation and maintenance of this segment.

The total Commission funding for this Agreement is \$750,000 and is intended for use for the scope of work identified in the Agreement document only. In the event there is a balance of funding after the full scope of work is completed, then the Commission (in consultation with DOT&PF) will determine how the excess funds will be allocated. The final decision on how excess funds are used is a Commission decision, and may include withdrawing excess funds for reallocation to other Commission projects. DOT&PF will return any unexpended project funds (based upon pro rata project contributions) to the Commission at the end of the project Period of Agreement.

Payments

Payments under this Agreement will be made through the U.S. Department of Treasury's Automated Standard Application for Payment (ASAP) system. The ASAP system is the Commission's mechanism for requesting and delivering Federal funds to Award recipients. DOT&PF must be registered with the ASAP program in order to make draw downs. Please contact the Commission's Project Manager or Finance Manager for further information about registering with the ASAP program. Payments will be made in accordance with Administrative Circular 15 CFR Part 14. No interest will be accrued on these funds.

Period of Agreement, Amendment and Termination of Agreement

This Agreement shall be effective as of the date of the last signature and will remain in effect for a two-year period. However, DOT&PF agrees to accelerate this project to achieve significant progress, to the extent the project timetable factors permit, such that visible work is underway in the 2003 season. The Agreement will terminate upon the completion of the project, but may be amended at any time by mutual consent of the parties. Either party may terminate this Agreement by providing 60 days advance written notice to the other party.

Reporting

Quarterly Reporting

Quarterly project reporting is required under this Agreement and shall be completed by Commission staff in coordination with DOT&PF. The first quarterly reporting period is April 1 to June 30, 2003. Unless otherwise indicated, reports are due within 30 days of the end of the reporting period. Quarterly project reporting shall include both a narrative and financial summary. The narrative summary shall include a summary of the project status and accomplishments to date, and address the following questions: is the project on schedule, is the

project on budget, and what actions are planned to address any project problems. The project financial status report shall show the following:

- i. The total project budget
- ii. The project schedule with milestone dates for design and construction
- iii. The total amount of Denali Commission funds committed to the project
- iv. The total project expenditures as of the end of the most recent quarter
- v. The total expenditure of Denali Commission funds for the project as of the end of the most recent quarter
- vi. The percentage of expenditures to the total budget; and
- vii. A project performance analysis on project line items, as defined by DOT&PF, showing budget costs compared to actual expenditures and obligation to date versus work performed to date (for each line item).

Photographic Documentation

Photographic documentation shall be provided to the Commission at the beginning of the project and at project completion. Photo documentation shall include a minimum of five "before" pictures showing the situation before the start of construction, 10 "during" (provided at project completion) showing work proceeding on the project, and 5 "after" to show the finished project. Photos shall be provided as photo quality, 3x5 prints with a negative for each picture, and/or print quality electronic photos (digital images). A short description of the activity and names of those in the photos shall also be provided.

Closeout Report

A closeout report must be completed within 90 days of the end of the Agreement period or within 90 days of the completion of the project, whichever is earlier. The project closeout process includes the submission of both a final narrative report and financial status report. The closeout report will also include reporting on the percentage of the project that was performed through force account and the percentage of the project that was performed through the use of construction contracting (+/- 2%). Project expenditures should be tracked during project construction in order to meet this requirement.

MEMORANDUM OF AGREEMENT - PROJECT No. A-2003-1
Williamsport to Pile Bay Road Project

PAGE 4 OF 5
March 2003

Public Policy Laws and Assurances

Agreement participants are required to comply with the public policy laws and assurances on Standard Forms SF 424b (non-construction projects) or SF 424d (construction projects). This form must also be signed by a certifying official of the organization. Some of the laws are highlighted below for your reference.

To the maximum extent practicable, considering applicable laws, Funding Recipients shall accomplish the project contemplated by the Award using local Alaska firms and labor.

No portion of this award may be used for lobbying or propaganda purposes as prohibited by 18 U.S.C. Section 1913 or Section 607(a) of Public Law 96-74.

Project level environmental reviews in accordance with the National Environmental Policy Act (NEPA) and the National Historic Preservation Act (NHPA) are required for each project undertaken with Denali Commission funds.

Contact Information

For general information relating to the Agreement, contact:

DOT&PF Representatives	Commission Representatives
Jeff Ottesen Statewide Planning Chief Department of Transportation & Public Facilities 3132 Channel Drive Juneau, AK 99801-7898 907.465.6971 907.465.6984 Fax jeff_ottesen@dot.state.ak.us	Yuri Morgan Denali Commission 510 "L" Street, Suite 410 Anchorage, AK 99501 (907) 271-2372 Direct Line (888) 480-4321 Toll Free (907) 271-1415 Fax ymorgan@denali.gov
Tony Barter, PE Project Manager Alaska Department of Transportation & Public Facilities P.O. Box 196900 Anchorage, AK 99519-6900 907.269.0659 907.269.0671 Fax tony_barter@dot.state.ak.us	Denali Daniels Denali Commission 510 "L" Street, Suite 410 Anchorage, AK 99501 907.271.1189 Direct Line 888.480.4321 Toll Free 907.271.1415 Fax ddaniels@denali.gov

MEMORANDUM OF AGREEMENT - PROJECT No. A-2003-1
Williamsport to Pile Bay Road Project

PAGE 5 OF 5
March 2003

Other Provisions

If the terms of this Agreement are inconsistent with existing directives of either party entering into this Agreement, then those portions of the Agreement that are determined to be inconsistent shall be invalid but the remaining terms and conditions shall remain in full force and effect.

Should disagreement arise on the interpretation of the provisions of this Agreement, or amendments and/or revisions thereto, that cannot be resolved at the operating level, the area(s) of disagreement shall be stated in writing by each party and presented to the other party for consideration. If agreement on interpretation is not reached within thirty calendar days, the parties shall forward the written presentation of the disagreement to respective higher officials for appropriate resolution.

IN THE WITNESS WHEREOF, the parties have subscribed their names,

3/27/03
Date

Mike Barton
Mike Barton
Commissioner
Alaska Department of Transportation & Public Facilities

3/24/03
Date

Jeff B. Staser
Jeff B. Staser
Federal Co-chair
Denali Commission